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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SST FOUNDATION,

Plaintiff,

- against -

CREDIT SUISSE, SUISSE AMERICAN SECURITIES,  
INC. and NEW YORK STATE DEPARTMENT OF  
TAXATION,

Defendants.

07 Civ. 4758 (SAS)

**STIPULATION AND ORDER**

**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned attorneys for the parties, that defendant Swiss American Securities Inc. (incorrectly named as "Suisse American Securities, Inc.") shall be allowed to file and serve a third-party complaint, pursuant to Rule 14 of the Federal Rules of Civil Procedure, against Donald Kalfin and Cecile Kalfin, without resort to motion practice to seek separate leave of Court.

**IT IS FURTHER STIPULATED AND AGREED**, that a fax signature herein shall be deemed to have the same force and effect of an original.

Dated: New York, New York  
January 11, 2008

Schaeffer & Krongold LLP  
Attorneys for Plaintiff

By: 

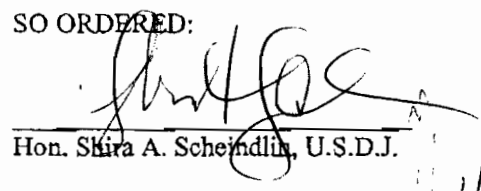
Elliot L. Schaeffer, Esq. (ELS-4647)  
450 Seventh Avenue, Suite 1400  
New York, New York 10123  
Tel. No.: (212) 279-3467

Duval & Stachenfeld LLP  
Attorneys for Defendant  
Swiss American Securities, Inc.

By: 

Allan N. Taffet, Esq. (AT-5181)  
Timothy J. Pastore, Esq. (TP-1827)  
300 East 42<sup>nd</sup> Street  
New York, New York 10017  
Tel. No.: (212) 883-1700

SO ORDERED:

  
Hon. Shira A. Scheindlin, U.S.D.J.